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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA,
10 Plaintiff,
11 v.
12 BENITO ALBERTO INZUNZA-SIERRA,
13 Defendant.

Case Nos. 2:18-CR-00038-APG-NJK
2:18-CR-00047-APG-NJK

Motion to Continue Sentencing and
Revocation Hearing

14 The defendant, Benito Alberto Inzunza-Sierra, by and through his attorney of record,
15 MONTI J. LEVY, ESQUIRE, WRIGHT MARSH & LEVY, hereby moves that the currently
16 scheduled sentencing and revocation hearing set for Tuesday, November 20, 2018 at 9:00 a.m.
17 be vacated and set to a date and time convenient to this Court but no sooner than ninety (90)
18 days. The government opposes this request.¹ As such, this request is filed as a motion and not
19 a stipulation

20 DATED this 16th day of November, 2018.

21 WRIGHT MARSH & LEVY

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23 By: /s/ Monti J. Levy

24 MONTI J. LEVY
25 Attorney for Mr. Inzunza-Sierra
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¹ The parties have conferred regarding defendant's request for a continuance.

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Sentencing and revocation proceedings were originally scheduled for September 6, 2018. ECF 34. The parties requested a continuance due to a delay in delivery of the PSR. ECF 36. The Court granted this request. ECF 37. On August 24, 2018, defense counsel Winckler asked to withdraw from the case due to health issues, current medications, and other health impediments. ECF 38. Defense counsel Winckler requested that defense counsel Monti J. Levy be appointed CJA counsel to represent Mr. Inzunza-Sierra as Ms. Levy is a part of the same law firm and an appointed member to the CJA Panel. *Id.* On August 28, 2018, this Court granted the request. ECF 39. On November 9, 2018, the parties filed a second stipulation to continue sentencing at the government's request. ECF 41. The court granted the request. ECF 42.

1 that could affect Mr. Inzunza-Sierra, counsel requests a 90-day continuance to evaluate the
2 strength of the proposed law. Additionally, the 90-day continuance is requested to evaluate
3 Congress's intention to pass the law and present it to the President for signature.

4 DATED this 16th day of November, 2018.

5 WRIGHT MARSH & LEVY

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7 By: /s/ Monti J. Levy

8 MONTI J. LEVY
9 Attorney for Mr. Inzunza-Sierra
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1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 BENITO ALBERTO INZUNZA-SIERRA,

7 Defendant.

Case Nos. 2:18-CR-00038-APG-NJK
2:18-CR-00047-APG-NJK

8 **PROPOSED ORDER**

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10 IT IS SO ORDERED that the sentencing and revocation hearing currently scheduled
11 for Tuesday, November 20, 2018 at 9:30 a.m. be vacated and continued to December 6, 2018
12 at 10:00 a.m. in Las Vegas Courtroom 6C.

13 DATED this 19th day of November, 2018.

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UNITED STATES DISTRICT JUDGE

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